

Hellerstein?

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORKX
ICC INDUSTRIES INC, and
PRIMEX PLASTICS CORPORATION,

Plaintiffs,

v.

UNITED HEALTH CARE SERVICES LLC,
and EXPRESS SCRIPTS, INC.,

Defendants.

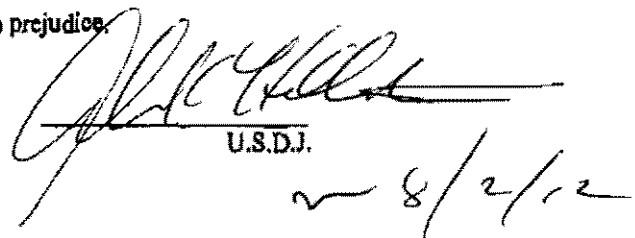
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Case No: 11-cv-8671 (AKH)

ORDER OF DISMISSAL BY CONSENT

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Pursuant to the Stipulation of Discontinuance entered by this Court on June 12, 2012 (Dkt. # 21), Plaintiffs ICC Industries Inc. ("ICC") and Primex Plastics Corporation ("Primex"), with the consent of Defendants United Healthcare Services LLC ("United") and Express Scripts, Inc. ("ESI"), hereby move the Court to enter this Order dismissing the following claims:

- (1) That Count I of the Complaint for breach of contract against United and Count III of the Complaint for breach of ERISA violation to the extent this claim is made against United, are hereby dismissed, without prejudice;
- (2) That Count II of the Complaint for breach of contract against ESI is hereby dismissed, without prejudice; and
- (3) That Count III of the Complaint for breach of ERISA violation to the extent this claim is made against ESI, is hereby dismissed, with prejudice.



 U.S.D.J.
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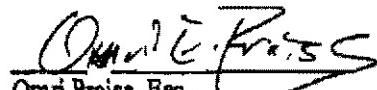
The Undersigned, on behalf of their respective clients, hereby consent to the entry of this Order
of Dismissal By Consent



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Dated: July 8, 2012